

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1090 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 2-2.1-3-13 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 2005]: Sec. 13. (a) As used in this section,
- 6 "officer" refers only to either of the following:
- 7 (1) An individual listed as an officer of a corporation in the
- 8 corporation's most recent annual report.
- 9 (2) An individual who is a successor to an individual described
- 10 in subdivision (1).
- 11 (b) As used in this section, "political subdivision" has the
- 12 meaning set forth in IC 36-1-2-13.
- 13 (c) As used in this section, "professional services" refers to the
- 14 professional services furnished by any of the following:
- 15 (1) A person licensed, certified, or registered under IC 25-2.1.
- 16 (2) A person licensed, certified, or registered by any board
- 17 listed in IC 25-1-5-3.
- 18 (3) A person acting within the scope of practice specified by:
- 19 (A) IC 25-4 for architecture;
- 20 (B) IC 25-31 for professional engineering; or
- 21 (C) IC 25-21.5 for land surveying.
- 22 (4) An attorney.
- 23 (5) A person who performs services, the satisfactory rendition
- 24 of which depends upon the person's unique training or skills.
- 25 (d) For purposes of this section, a person is considered to have

- 1 **an interest in an entity if the person satisfies any of the following:**
2 **(1) The person is a partner of the entity.**
3 **(2) The person holds at least a one percent (1%) interest in the**
4 **entity.**
5 **(3) The person is an officer of the entity.**
6 **(e) An individual may not:**
7 **(1) provide professional services to; or**
8 **(2) be employed by, or have an interest in, an entity that**
9 **provides professional services to;**
10 **the state or a political subdivision while the individual is a member**
11 **of the general assembly and during the period that ends one (1)**
12 **year after the date that the term to which the individual was most**
13 **recently elected as a member of the general assembly expires.**
14 **(f) An individual who violates this section commits a Class D**
15 **felony."**
16 Renumber all SECTIONS consecutively.
 (Reference is to HB 1090 as printed February 23, 2005.)

Representative Fry